CITY COUNCIL
CITY COUNCIL CHAMBERS, CITY HALL
137 ROOSEVELT AVENUE, PAWTUCKET, RI
WEDNESDAY, APRIL 11, 2007
7:00 PM

#### PRE-COUNCIL AGENDA

5:00 PM – CLAIMS COMMITTEE - A PORTION OF THE MEETING MAY BE HELD IN EXECUTIVE SESSION

Pursuant to Section 42-46-4 & Section 42-46-5 (A)(2) of the General Laws of Rhode Island regarding pending litigation

6:00 PM - ANIMAL CONTROL COMMITTEE

6:15 PM – CITY PROPERTY COMMITTEE

6:30 PM - PRE-COUNCIL - John Kokot, Carpionato Properties, Inc. and Michael D. Cassidy,

Director of Planning and Redevelopment - Update Hotel
Development

6:45 PM - PUBLIC INPUT PERIOD

6:45 PM - BOARD OF LICENSE COMMISSIONERS

7:00 PM - CITY COUNCIL

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## **Previous Minutes**

## 1. \*CONSENT AGENDA

## 2. \*CORRESPONDENCE

A. Communication from Ronald L. Wunschel, Director of Finance, to the Honorable Members of the Pawtucket City Council, (Statement of Estimated, Realized and Unrealized Revenues, for the fiscal period July 1, 2006 through February 28, 2007)

- B. Communication from Jeannine S. Bourski, Deputy Finance Director, to Ronald L. Wunschel, Director of Finance, (Uniform Overtime FY07)
- C. Communication from Major Arthur J. Martins, Pawtucket Police

Department, to City Councilor David Moran, (Shannon's Restaurant)

- D. Communication from Arlene D. Petit, Jamestown Town Clerk, to Rhode Island Town and City Clerks, (Resolution Relative to the Non-Renewal of Insurance for Coastal Properties)
- E. Communication from Mary E. Morgan, Richmond Town Clerk, to Richard J. Goldstein, City Clerk, (Resolution in Support of "An Act Relating to Fish and Wildlife Menhaden Management Area")
- F. Communication from Elizabeth J. Cook-Martin, Hopkinton Town Clerk, to Rhode Island City Clerks, (Resolution in Support of Group Home Educational Funding and Resolution in Support of School Housing Project Costs)
- G. Communication from Kathleen Viera Beaudoin, Portsmouth Town Clerk, to Rhode Island City Clerks, (Resolution in Support of Group Home Educational Funding and Resolution in Support of School Housing Project Costs)

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- H. Communication from Louise R. Phaneuf, Burrillville Town Clerk, to the City Clerk, (Resolution in Support of Amendments to Criminal Records Check Employee of Youth Serving Agency, Resolution in Support of Property Held by Police Departments and Resolution in Support of Elimination of MTBE as a Gasoline Additive)
- I. Communication from Joseph Roque, Purchasing Agent, to the Pawtucket City Council, (Emergency Purchase Authorizations December 2006-March 2007)
- J. Communication from Deidra A. Kettelle, East Greenwich Town Clerk, to RI City and Town Councils, (Resolution to Assure that State Dollars Designated to Support Students be Transferred with Students When Responsibility is Transferred to Group Homes in Local Communities and Resolution Entitled "School Housing Projects Costs")
- K. Communication from Denise Panichas, Interim Executive Director, The Samaritans, to the Councilor Donald R. Grebien. (Thank you to the Council for the appropriation of \$500)
- L. Communication from Richard E. Thatcher, Vice President, Abacus, to Councilor Donald R. Grebien. (Health Insurance Dependent Eligibility Audit)

- M. Communication from Ronald L. Wunschel, Director of Finance, to Pawtucket City Council, (Authorization to Sell, Assign and Transfer Stock)
- N. Resolution Authorizing the Director of Finance to Empower the Trustee, State Street Bank, to Assign, and Endorse for Transfer, Certificates Representing Stocks, Now Registered in the Name of City of Pawtucket Retirement, Namely Dynergy, Inc. TO BE REFERRED TO THE FINANCE COMMITTEE.
- O. An Ordinance In Amendment Of §347-14 of The Code of Ordinances of The City Of Pawtucket, 1996, Establishing Refuse Collection Rules TO BE LAID ON THE TABLE WITH THE RECOMMENDATION FOR APPROVAL BY THE ORDINANCE COMMITTEE.

3. Petition for Auto Repair Shop and Second Hand Shop Licenses (Class A & B Selling Used Autos Parts for said repair) by Michael J. Newman d/b/a Grand Avenue Garage, 274 Broadway, (transfer from 175 Grand Avenue) Tax Assessors Plat 22 Lot 183, to keep a shop for the purpose of repairing automobiles and purchasing and selling second hand articles, specifically used auto parts for said repair LIC#30322 & 40349, which was advertised for a hearing at this time is

taken up:
Previous Stipulations.
<ol> <li>Limit of 10 cars for sale on lot.</li> <li>Three (3) parking spaces reserved for customers.</li> <li>Hours of operation will be Monday through Friday from 7:00 a.m. to</li> <li>p.m. and Saturday from 7:00 a.m. to 5:00 p.m.</li> <li>No auto repair after 5:00 p.m.</li> </ol>
4. Communication from Michael D. Cassidy, Director of Planning and Redevelopment, to Council President Mary E. Bray, request a City Council member to assist with review of Sign Ordinance Review CITY COUNCIL CITY COUNCIL CHAMBERS, CITY HALL 137 ROOSEVELT AVENUE, PAWTUCKET, RI WEDNESDAY, APRIL 11, 2007 7:00 PM

5. THE FINANCE COMMITTEE RETURNS THE FOLLOWING REQUEST WITH THE RECOMMENDATION TO BE DENIED:

Communication from Jean Lynch, Chair, Northern Rhode Island
Conservation District, to Chairperson, Pawtucket Budget Board,
(Requesting Donation to Support Programs)
ROLL CALL AYES NOES
6. THE FINANCE COMMITTEE RETURNS THE FOLLOWING REQUEST WITH THE RECOMMENDATION TO BE DENIED:
Communication from John E. Holt, Chief Executive Officer, American
Red Cross, to the Pawtucket City Council, (Donation Request of
\$3,000 for the American Red Cross)
ROLL CALL AYES NOES
7. RESOLUTION ACCEPTING THE CARE OF BURIAL LOT OF MAKSIM MALYUTA
ROLL CALL AYES NOES

8. RESOLUTION	ACCEPTING	THE	CARE	OF	BURIAL	LOT	OF
BERNARDO SAN	TA						
ROLL CALL AYE	S NOE	S					
9. RESOLUTION	IN SUPPORT	OF 20	07-H 58	319 " <i>i</i>	AN ACT I	RELAT	ING
TO MOTOR AN	ID OTHER \	/EHICL	LES -	DIVI	SION OF	MO	ΓOR
VEHICLES" (Sate	llite DMV Bran	nch in I	Pawtuck	(et)			
ROLL CALL AYE	S NOE	S					

10. RESOLUTION CHANGING THE DATES OF THE COUNCIL MEETINGS AS FOLLOWS: THE SECOND COUNCIL MEETINGS IN JULY AND AUGUST, 2007, SHALL BEGIN AT 12 NOON; THE COUNCIL MEETING SCHEDULED FOR WEDNESDAY, NOVEMBER 21, 2007 (Thanksgiving Eve) SHALL BE HELD ON TUESDAY, NOVEMBER 20, 2007 AT 5:30 PM AND THE COUNCIL MEETING SCHEDULED FOR WEDNESDAY, DECEMBER 19, 2007 SHALL BEGIN AT 5:30 P.M.

ROLL CALL AYES NOES
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11. THE FINANCE COMMITTEE RETURNS THE FOLLOWING
ORDINANCE WITH THE RECOMMENDATION FOR APPROVAL:
AN ORDINANCE IN AMENDMENT OF CHAPTER 2797 OF THE
ORDINANCES OF THE CITY OF PAWTUCKET ESTABLISHING A PAY
PLAN FOR THE CITY OF PAWTUCKET. (Customer Service clerk)
FOR FIRST PASSAGE
ROLL CALL AYES NOES

#### 12. \*PETITIONS FOR LICENSES:

#### **ENTERTAINMENT –**

Petition of Ministerio International Bethel to conduct a Preaching & Gospel (live music) service at 17 James Street, on Friday, May 4, and Saturday, May 5, 2007 from 6:00 p.m. to 9:30 p.m. and Sunday May 6, from 5:00 p.m. to 9:00 p.m, LIC#0526M

## **HOLIDAY LICENSES Renewals –**

Njemeh Bah d/b/a Nenneh's Premium Clothing Store, 418 Pawtucket Ave. LIC#H0096

Blossoms Design Boutique, Inc., 160 Smithfield Ave. LIC#H0061
Central Avenue Bakery Inc., 679 Central Ave. LIC#H0079
Ghasan Eid d/b/a Town Mart, 885 Newport Ave. LIC#H0037
Forcier's Market Inc., d/b/a Forcier's Market, 737 Main St. LIC#H0102
Jim & Lori Inc., d/b/a J L Super Stores, 848 Newport Ave. LIC#H0099
Northeast Management Inc., d/b/a Blockbuster Video, 753 Mineral Spring Ave. LIC#H0028

Onasco LLC d/b/a Onasco Sunoco A-Plus, 81 School St. LIC#H0068

Jack B. Pina d/b/a Ligafrica Music, 180 Mineral Spring Ave. LIC#H0038

Rabia Inc., d/b/a Pawtucket Food Mart, 755 Mineral Spring Ave.

LIC#H0089

Muhammad Islam Rehman d/b/a Sam's Food Stores, 151 Benefit St. LIC#H0088

Benvindo Rocha d/b/a High Step Fashion, 955 Main St. LIC#H0095 Stop & Shop Supermarket Company, 675 Beverage Hill Ave. LIC#H0071

Stop & Shop Supermarket Company LLC., d/b/a Super Stop & Shop, 380 Cottage St. LIC#H0069

Thrifty Store Inc., d/b/a J and L Superstores, 562 Broadway LIC#H0100

## **HOLIDAY LICENSE - New**

Chhem & Kim Inc., d/b/a Pawtucket Fish Market, (Prev. Pawtucket Fish Market, Co., d/b/a Pawtucket Fish Market) 593 Weeden St., LIC#H0112

#### **PEDDLERS Renewals -**

Palagi's 2000, Inc. d/b/a Palagi's Ice Cream, 55 Bacon Street, LIC#4

DRIVER: Alejandro Arteaga, 237 Suffolk Ave., Pawtucket, RI

DRIVER: Castor Hoyos, 16 Boutwell St., Pawtucket, RI

DRIVER: Luis Ruiz, 5 Summer St., Central Falls, RI

**TO PEDDLE: Ice Cream** 

**LOCATION: All of Pawtucket** 

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### **VICTUALLING HOUSE – First Class**

Nik's Pizza, Inc., d/b/a Nik's Pizza, (Prev. Teresa Pizza, Inc., d/b/a Track Side Pizzeria), 11 Benefit Street, LIC#00802

AUTOMOBILE REPAIR SHOP AND SECOND HAND SHOP LICENSES (CLASS A & B) (Selling used automobiles and parts)

\*Carla Subaru, Inc., 939 Newport Ave. LIC#30317 #40343

1. No test driving on the streets in the general area of the schools and the neighborhood.

East Coast Auto Sales & Service Inc., 286 Mineral Spring Ave. LIC#30037 #40038

FVF Enterprises Inc., d/b/a Tomasso's Auto Sales, 729 East Ave. LIC#30045 #40043

\*Mario Jimenez d/b/a Fonseca A/S, 263 Dexter St. LIC#30265 #40277

- 1. License approved on a 12 month conditional basis.
- 2. There shall be a three month review of the business operation with the neighbors.
- 3. The hours of operation shall be as follows:
- a. 9:00 a.m.-5:00 p.m. for auto repair Monday-Friday
- b. 9:00 a.m.-7:00 p.m. for auto sales-Monday-Friday
- c. 10:00 a.m.-3:00 p.m. for auto sales-Saturdays No auto repair
- d. No operation on Sundays or Holidays.
- 4. Owner shall provide, in writing, off-street parking arrangement with neighbor. Agreement shall be presented to the City Clerk within 30 days.
- 5. No parking on Dexter Street.
- 6. Towing allowed during business hours only 9:00 a.m.-5:00 p.m. M-F. No Saturdays.
- 7. Rear of building shall be clear of all vehicles at all times.
- 8. No parking on Dexter Court.
- 9. No painting or auto body work allowed.
- 10. Outside premises to be kept clean and free of parts and debris.
- 11. No more than twelve (12) vehicles shall be allowed to park in front of property.
- 12. The owner of business shall monitor customer parking.
- 13. No road testing on Dexter Court
- 14. No repair allowed outside.
- 15. No motorcycle repairs allowed at any time.
- 16. Keep rear doors closed at all times.
- \*Prime Auto Brokers Inc., d/b/a Prime Auto Brokers, 433 Broadway

## LIC#30225 #40231

1. No spray painting until the exhaust system is approved by the Fire Department and meets EPA standards.

Prime Auto Brokers Inc., 347 Broadway, LIC#30190 #40186 Smithfield Motor Sales Inc., 527 Smithfield Ave. LIC#30105 #40094

## **AUTO REPAIR SHOP & SECOND HAND SHOP CLASS B (Parts Only)**

Central Auto Radiator Inc., 188 Pine St LIC#30022 #40177

\*Lourenco DoCouto d/b/a Larry's Auto Repair, 519 Pawtucket Ave.

LIC#30208 #40205

- 1. No painting or auto body work.
- 2. No parking on Glenwood Avenue.
- 3. All work shall be done in building.
- 4. No storage of junk cars or parts outside.

Firestone Tire & Rubber Co., 270 Broadway LIC#30295 #40312

Donald E. Goulet d/b/a D & G Auto Sales, 33 Utton Ave. LIC#30052 #40046

Jeff Guckin d/b/a Mobicare, 350 Cottage St. LIC#30194 #40191 Roland & Linda Nadeau d/b/a Oliver's Auto Body, 21 Buffum St. LIC#30162 #40150

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### **AUTO REPAIR SHOP ONLY**

- \*Tina Baptista d/b/a M & M Auto Repair, 3 Dix St. LIC#30279
- 1. No auto body work.
- 2. No outside vehicle storage.
- 3. No parking along the railroad tracks either on road or on dirt sidewalk.
- 4. No auto parts stored outside.
- 5. No outside dumpsters.
- 6. No unregistered autos parked outside.
- 7. No speeding, racing, or testing of vehicles in the area.
- 8. Work shall be performed only between the hours of 8:00 a.m. to 7:00 p.m. Monday through Saturday.
- 9. All repair work shall be inside, there will be no repair of vehicles outside in the street or sidewalk.
- Gary J. Verduchi d/b/a Woodlawn Sunoco, 75 Mineral Spring Ave. LIC#30220

# **SECOND HAND SHOP (Class C – Used Miscellaneous Merchandise)**

Buy-Rite Equipment Inc., d/b/a Buy Rite Equipment, 413 Central Ave. LIC#40338

J & M Mower Inc., d/b/a J & M Mower Sales and Service, 137 Newell Ave. LIC#40227

Mother's Little Helper LLC, 580 Newport Ave. LIC#40318

Northeast Management Inc., d/b/a Blockbuster Video, 753 Mineral Spring Ave. LIC#40337

13. \*THE FOLLOWING CLAIMS FOR DAMAGES AGAINST THE CITY TO BE REFERRED TO THE COMMITTEE ON CLAIMS AND PENDING SUITS:

Julia A. Brayall by Lawrence L. Goldberg, Esq. – No Amount Specified David and Doreen DeLuca - \$2,724.00

Lisa B. Marroquin by V. Edward Formisano, Esq. - \$350,000.00

Thomas McCarthy - \$225.91/\$265.26

Sophia Soucy by Jeffry S. Perlow, Esq. - \$100,000.00

William Vinacco - \$1,071.00/\$1,101.46

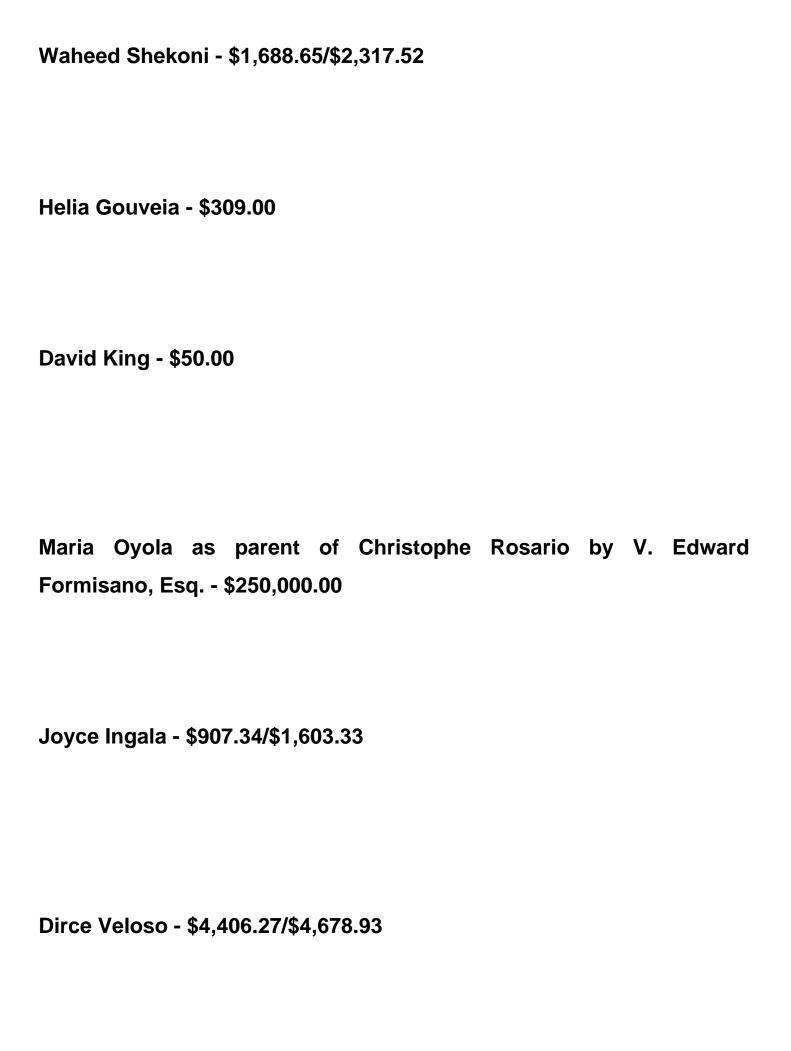
14. THE COMMITTEE ON CLAIMS AND PENDING SUITS RETURNS THE FOLLOWING CLAIMS FOR DAMAGES AGAINST THE CITY:

**Durval Afonseca by Progressive Insurance - \$841.94** 

Wayne Joaquim - \$647.17/\$1,029.00

Lyndita Liburd - No Amount Specified

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